



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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AC

APPLICANT

Adams et al.

ATTORNEY DOCKET NO:

09800081-0062

SERIAL NO.

09/888,358

GROUP ART UNIT: 1641

FILING DATE:

June 22, 2001

EXAMINER: Unknown

INVENTION:

"CGI-69 COMPOSITIONS AND METHODS OF USE"

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT TRANSMITTAL LETTER**

**HON. ASSISTANT COMMISSIONER OF PATENTS**  
Washington, D.C. 20231

Sir:

Submitted herewith is an Information Disclosure Statement for consideration in the above-identified application. This Information Disclosure Statement is submitted:

Within 3 months (1) of filing date of a national application; (2) of date of entry of the national stage as set forth in 37 C.F.R. §1.491 in an international application; or (3) before the mailing date of a first Office Action on the merits, whichever occurs last. (No fee is required.)

After the mailing date of a first Office Action but before (1) mailing of a final action under 37 C.F.R. §1.113; or (2) mailing of a notice of allowance under §1.311, whichever occurs first.

Payment for the fee set forth in 37 C.F.R. §1.17(p) accompanies this submission; or

The certification specified in 37 C.F.R. §1.97(e) is made below. (No fee is required.)

After the mailing of (1) a final action under 37 C.F.R. §1.113; or (2) a notice of allowance under 37 C.F.R. §1.311 whichever occurs first, but **before** payment of the issue fee. The certification specified in 37 C.F.R. §1.97(e) is made below. The Commissioner hereby is petitioned to consider the Information Disclosure Statement accompanying this submission. Payment for the Petition fee set forth in 37 C.F.R. §1.17(i)(1) accompanies this submission.

The undersigned counsel for applicant(s) hereby certifies each item of information identified in the Information Disclosure Statement was cited in a communication from a foreign Patent Office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

The undersigned counsel for applicant(s) hereby certifies that no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign Patent Office in a counterpart foreign application, or to the knowledge of the undersigned, after making reasonable inquiry, was known to any individual designated in 37 C.F.R. §1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

A check in the amount of \$\_\_\_\_ to cover any required fee is enclosed.

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Account No. 19-3140. *A duplicate copy of this sheet is enclosed for this purpose.*

Very respectfully,

SONNENSCHEIN NATH & ROSENTHAL

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 CERTIFICATE OF MAILING 

I hereby certify that this Information Disclosure Statement is being deposited with the United States Postal Service in an envelope addressed to the Assistant Commissioner of Patents at the United States Patent and Trademark Office in Washington D.C. on September 19, 2002.



Anna Franz  
Anna M. Franz



PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

APPLICANT: Adams et al. ATTORNEY DOCKET NO:  
09800081-0062  
SERIAL NO. 09/888,358 GROUP ART UNIT: 1641  
FILING DATE: June 22, 2001 EXAMINER: Unknown  
INVENTION: "CGI-69 COMPOSITIONS AND METHODS OF USE"

Hon. Assistant Commissioner for Patents  
Washington, DC 20231  
Sir:

In accordance with the provisions of 37 C.F.R. § 1.56, Applicants request that citation and examination of the references identified on the attached PTO-1449 form, copies of which are enclosed herewith in accordance with 37 C.F.R. §1.98, be made during the course of examination of the above-referenced application for United States Letters Patent.

**I. SUBMITTED UNITED STATES PATENT REFERENCES**

| <u>Reference</u> | <u>Number</u> | <u>Patentee</u> | <u>Issue Date</u> |
|------------------|---------------|-----------------|-------------------|
| AA               | 6,132,973     | Lal et al.      | October 17, 2000  |

**II. SUBMITTED FOREIGN PATENT REFERENCES**

| <u>Reference</u> | <u>Number</u> | <u>Country</u> | <u>Date of Publication</u> |
|------------------|---------------|----------------|----------------------------|
| AB               | WO 00/61614   | PCT            | October 19, 2000           |

**III. OTHER PRIOR ART-NON PATENT LITERATURE DOCUMENTS**

AC John E. Walker et al., "The Mitochondrial Transport Protein Superfamily," Journal of Bioenergetics and Biomembranes, Vol. 25, No. 5, 1993, Pg. 435-446, ISSN: 0145-479X.

AD Das et al., "Predominant Expression of the Mitochondrial Dicarboxylate Carrier in White Adipose Tissue," Biochemistry Journal, Vol. 344, (pt. 2), 1999, Pg. 313-320, ISSN: 0264-6021.

AE Lai et al., "Identification of Novel Human Genes Evolutionarily Conserved in *caenorhabditis elegans* By Comparative Proteomics," Genome Research, Vol. 10, No. 5, May 2000, Pg 703-313, ISSN: 1088-9051.

AF Lai et al., "Homo sapiens CGI-69 Protein mRNA, complete cds," EBI, Hinxton, UK, June 1, 2000, EMBL Data Base Accession No. AF151827.

AG Poustka et al., "Homo sapiens mRNA; cDNA DKFZp434C119 (from clone DKFZp434C119); complete," EBI, Hinxton, UK, December 16, 1999, EMBL Data Base Accession No. AL133584.

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**REMARKS**

References AB, AB, AC, AD, AE, AF and AG were cited in International Search Report of July 1, 2002 in counterpart International Application No: PCT/US01/20117. A copy of the International Search Report is submitted herewith.

Submitted by,

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